

House File 187 - Introduced

HOUSE FILE _____
BY PETERSEN, ABDUL=SAMAD, REICHERT,
JOCHUM, WISE, KUHN, WINCKLER,
LENSING, and SWAIM

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to state and local regulation of smoking.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
3 TLSB 1162YH 82
4 pf/sh/8

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1 1 Section 1. Section 142B.6, unnumbered paragraph 3, Code
1 2 2007, is amended by striking the unnumbered paragraph.
1 3 Sec. 2. NEW SECTION. 142B.7 LOCAL REGULATION OF SMOKING.
1 4 1. A city, county, or local board of health may provide
1 5 for the enforcement, by ordinance or rule, of standards or
1 6 requirements that are higher or more stringent than those
1 7 imposed under this chapter.
1 8 2. An ordinance or rule adopted under subsection 1 may
1 9 specifically include but is not limited to any of the
1 10 following:
1 11 a. An ordinance or rule that eliminates or limits the
1 12 exemptions specified in section 142B.2, subsection 1.
1 13 b. An ordinance or rule that prohibits the designation of
1 14 smoking areas notwithstanding section 142B.2, subsection 2.
1 15 c. An ordinance or rule that eliminates or limits the
1 16 exemption in section 142B.2, subsection 2, relating to a
1 17 public place consisting of a single room or a bar.
1 18 EXPLANATION
1 19 This bill provides that a city, county, or local board of
1 20 health may adopt an ordinance or rule to provide for the
1 21 enforcement of standards and requirements that are higher or
1 22 more stringent than those imposed under Code chapter 142B
1 23 (smoking prohibitions).
1 24 The bill provides that an ordinance or rule may
1 25 specifically: eliminate or limit the exemptions relating to
1 26 designation of a smoking area or the application of
1 27 designation of a smoking area to an entire room or hall that
1 28 is used for a private social function, or to factories,
1 29 warehouses, or similar places of work not usually frequented
1 30 by the general public; prohibit the designation of a smoking
1 31 area; or eliminate or limit the provisions allowing for
1 32 exemptions for a single room or a bar.
1 33 The bill also eliminates the provision relating to
1 34 enforcement of the smoking prohibitions Code chapter in an
1 35 equitable and uniform manner throughout the state.
2 1 LSB 1162YH 82
2 2 pf:nh/sh/8